

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:	)	
	)	
Yukihiko Taguchi	)	Examiner: Leonard J. Weinstein
	)	
Application No.: 10/510,342	)	Group Art Unit: 3746
	)	
Filed: October 5, 2004	)	Confirmation No.: 8373
	)	
For: VARIABLE DISPLACEMNET	)	
COMPRESSOR	)	
	)	

NOTICE OF APPEAL

**MAIL STOP AF**  
Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

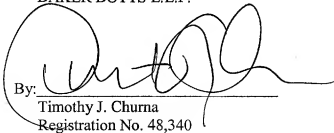
Applicant hereby appeals to the Board of Appeals and Interferences from the decision in the Office Action mailed May 5, 2008, and from the Advisory Action mailed November 4, 2008, in which the Examiner rejects claims 1-5. Applicant respectfully requests that the U.S. Patent and Trademark office charge the \$510.00 large entity fee for filing a Notice of Appeal under 37 C.F.R. §1.17(b) and 37 CFR 41.20(b)(1) to the undersigned's Deposit Account No. 02-0375. Nevertheless, in the case of any variance between the fees determined by Applicant and the fees determined by the U.S. Patent and Trademark Office, please charge or credit any such variance to the undersigned's Deposit Account No. 02-0375.

CONCLUSION

Applicant respectfully submits that this application is in condition for allowance, and such disposition is earnestly solicited. If the Examiner believes that an interview with Applicant's representative, either in person or by telephone, would expedite prosecution of this application, we would welcome such an opportunity.

Respectfully submitted,

BAKER BOTTS L.L.P.

By:   
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Dated: December 5, 2008

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